



UNITED STATES PATENT AND TRADEMARK OFFICE

[Handwritten Signature]

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/627,314	07/25/2003	Elisabeth Henriette Burger	116.003	1901

7590 01/17/2006

Rashida A. Karmali, PhD
13th Floor
99 Wall Street
New York, NY 10005



EXAMINER

CORDERO GARCIA, MARCELA M

ART UNIT

PAPER NUMBER

1654

DATE MAILED: 01/17/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
---------------------------------	-------------	---	---------------------

10/627,314

5/25/03

BURGER

116.003

EXAMINER

MARCELA M. CORDERO GARCIA

ART UNIT PAPER

1654 0106

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

The reply filed on December 7, 2005 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant was requested (see page 3, lines 10-21 and page 4, lines 1-13 of Office Action dated October 7, 2005) to elect a single disclosed species [i.e., elect a single and specific antimicrobial agent (e.g., claim 13) and elect a single and specific bone growth factor (e.g., claims 3-4)] for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. See 37 CFR 1.111. The response of December 7, 2005 does not include a species as requested. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

CHRISTOPHER R. TALE
PRIMARY EXAMINER
Marcela M Cordero Garcia
Ph.D.
Patent Examiner
Art Unit 1654